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PATENT

Customer Number 22,852

Attorney Docket No. 1147-0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/2900

Group Art Unit: 1655

Examiner: D. Johannsen

In re Reissue Application of:)
 U.S. Patent No. 5,750,338)
)
 Mark L. Collins et al.)
)
 Reissue Serial No.: 09/533,906)
)
 Reissue Application Filed: March 8, 2000)
)
 For: TARGET AND BACKGROUND)
 CAPTURE METHODS WITH)
 AMPLIFICATION FOR AFFINITY)
 ASSAYS)

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Assistant Commissioner for Patents
Washington, D.C. 20231

**LETTER TRANSMITTING CORRECTED PATENT
OWNER'S RESPONSE TO GEN-PROBE'S PROTEST**

The Patent Owner files herewith the Corrected Patent Owner's Response to Gen-Probe's Protest. This filing is necessary to correct the numbering of the footnotes and does not contain any substantive changes. Upon reviewing the papers filed on January 16, 2001, the Patent Owner noted that, due to a computer error, the numbering of the footnotes was incorrect. To avoid any possible confusion which may result from this error, the Patent Owner respectfully requests that the Response filed on January 16th be replaced with this corrected version. Since the Exhibits to

09533906-030800

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the Patent Owner's Response to Gen-Probe's Protest and the Information Disclosure Statement were unaffected by this error, a copy of those documents is not being submitted.

If there is any fee due in connection with the filing of this corrected Response, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Jean Burke Fordis
Jean Burke Fordis
Reg. No. 32,984

Date: January 23, 2001

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